

**IN THE DRAWINGS**

**Amendment to the Drawing:**

In Figure 2, corrections were made to include the legend Web Server and repositioning the reference numeral 10a for clarification. A box was drawn around Database 11 and a line drawn between the Database 11 and the Web Application 12 to indicate the interface between the Web Application 12 and Database 11. Support for the amendment exist throughout the specification and more specifically in Paragraph [0028], lines 13 through 18. No new matter has been added.

### **REMARKS/ARGUMENTS**

In the June 18, 2007 office action, the Examiner rejected Claims 1-4, 6-7, 9, 11-12 and 14-18 as being anticipated by Holland (US Patent No. 6,607,483) under 35 § USC 102(a) and (e); Claims 19-29 as being anticipated by Hinnebusch (US Publication No. 200200554) under 35 § USC 102(b); Claim 5 as being obvious over Holland in view of Davis ( US Publication 2005/0039127) under 35 § USC 103(a); and Claims 8, 10, 13-15, 17 as being obvious over Holland in view of Hinnebusch under 35 § USC 103(a).

Applicant has amended Claims 1, 8, 10, 19 and 25 to further clarify the invention and respectfully traverse the rejection. Support for the amendments are present throughout the specification. No new matter has been added.

Claim 1- 29 are now pending, of which Claims 1, 19 and 25 are independent claims. Applicant respectfully requests allowance of the pending claims based on the amendments and the remarks below.

#### **Rejection Under 35 USC § 102(b)**

##### **Claim 1:**

Claim 1 is rejected as being anticipated by Holland (US Patent No. 6,607,483) under 35 § USC 102(a) and (e).

In general, Holland fails to disclose, “a method for providing interactive training application to a user comprising the steps of: creating a database, said database comprising information on a) a plurality of trainers, b) a plurality of exercise routines, one or more of said exercise routines providing a result; selecting a trainer from said plurality of trainers; choosing a result to be achieved; creating a sequence of exercise routines to achieve said result; and presenting on an

output device said sequence of exercise routines to said user ~~by~~ using said selected trainer.”

(Amended)

Examiner relies on Holland to teach creating a database of information on plurality of trainers (Column 5 lines 12-14), selecting a trainer from the plurality of trainers (Column 12 lines 26-30), plurality of exercise routines that provides a result (column 7 lines 46-47), choosing a result to be achieved (column 5 lines 19-21); creating and presenting a sequence of exercise routines by selected trainer (column 5 lines 14-15, column 7 lines 47-48). (Office Action Page 3, Paragraph 4).

Specifically, Examiner relies on Holland column 5 lines 14-15, column 7 lines 47-48 to teach “creating and presenting a sequence of exercise routines by selected trainer”. Holland in Column 5 lines 12-15 discloses “From the trainer’s area the user is allowed the options of adding or editing the trainer information 136, adding a new fitness level program 138, providing current goals by trainer 140, or assessing the trainer’s schedules.” Holland in Column 7 lines 47-48 discloses “ This allows the user to enter new training programs to the database”. Applicant respectfully submits that portions of Holland relied upon by the Examiner is teaching the creation of the database entries by a user and not teaching “creating and presenting a sequence of exercise routines by selected trainer” as asserted by the Examiner.

Further, Applicant has amended Claim 1 for clarification and Claim 1 includes the steps of “creating a sequence of exercise routines to achieve said result; and presenting on an output device said sequence of exercise routines to said user using said selected trainer” and is neither taught nor suggested by Holland.

Based on at least the foregoing reasons, Claim 1 is patentable over Holland. Applicants respectfully request allowance of Claim 1.

Claims 2-4, 6-7, 9 and 11-12

Claims 2-4, 6-7, 9 and 11-12 directly or indirectly depend from Claim 1 and are therefore patentable over Holland for at least the same reasons given above with respect to Claim 1.

Therefore, Applicant respectfully request allowance of Claims 2-4, 6-7, 9 and 11-12.

Claim 19:

Claim 19 is rejected as being anticipated by Hinnebusch (US Publication No. 200200554) under 35 § USC 102(b).

In general, Hinnebusch does not teach an “interactive training application system for a user comprising: a database, said database comprising information on a) a plurality of trainers, b) a plurality of exercise routines, one or more of said exercise routines providing a result; a user interface to receive user's response when said user selects a) a trainer from said plurality of trainers, b) a result to be achieved; and a user interface to display said plurality of trainers, said plurality of results to be achieved and upon selection of said trainer and said results to be achieved, a sequence of exercise routines to achieve said results are presented by said selected trainer on an output device.” (As Amended)

Examiner relies on Hinnebusch to teach creating database of information on plurality of trainers (paragraph 0126 and 0304 lines 2-4), selecting a trainer from the plurality of trainers (paragraph 0142), plurality of exercise routines that provides a result (paragraph 0010 lines 2-6,

paragraph 0270 lines 6-7); choosing a result to be achieved (paragraph 0052, 0136); creating and presenting a sequence of exercise routines (paragraph 0017 lines 8-15, paragraph 0135 lines 2-4), and presenting the usage of gym equipment (paragraph 0263 lines 10-15). (Office Action Page 4, paragraph 5).

Specifically, Examiner relies on Hinnebusch paragraph 0017 lines 8-15 and paragraph 0135 lines 2-4 to teach “creating and presenting a sequence of exercise routines” and paragraph 0263 lines 10-15 to teach “and presenting the usage of gym equipment”, although Claim 19 as originally presented included “a user interface to display said plurality of trainers, said plurality of results to be achieved and sequence of exercise routines **to said user by said selected trainer.**” and Claim 19 as amended for clarification includes “a user interface to display said plurality of trainers, said plurality of results to be achieved and upon selection of said trainer and said results to be achieved, a sequence of exercise routines to achieve said results are presented ~~said user~~ by said selected trainer on an output device. (Emphasis added by Applicant)

Applicant respectfully submits that Examiner has not met the burden showing Claim 19 as originally submitted is anticipated by Hinnebusch. Applicant further submits that Claim 19 as amended for clarification is neither anticipated nor suggested by Hinnebusch.

Based on at least the foregoing reasons, Claim 19 is patentable over Hinnebusch. Applicants respectfully request allowance of Claim 19.

#### Claim 25

In general, Hinnebusch does not teach an interactive training application system for a user over a communications network comprising: a server hosting a database, said database comprising information on a) a plurality of trainers, b) a plurality of exercise routines, one or

more of said exercise routines providing a result; a user interface to receive user's response when said user selects a) a trainer from said plurality of trainers, b) a result to be achieved; and a user interface to display said plurality of trainers and results to be achieved and upon selection of said trainer and said results to be achieved, a sequence of exercise routines to achieve said results are presented ~~user~~-by said selected trainer on an output device. (As Amended)

Examiner relies on Hinnebusch to teach creating database of information on plurality of trainers (paragraph 0126 and 0304 lines 2-4), selecting a trainer from the plurality of trainers (paragraph 0142), plurality of exercise routines that provides a result (paragraph 0010 lines 2-6, paragraph 0270 lines 6-7); choosing a result to be achieved (paragraph 0052, 0136); creating and presenting a sequence of exercise routines (paragraph 0017 lines 8-15, paragraph 0135 lines 2-4), and presenting the usage of gym equipment (paragraph 0263 lines 10-15). (Office Action Page 4, paragraph 5).

Specifically, Examiner relies on Hinnebusch paragraph 0017 lines 8-15 and paragraph 0135 lines 2-4 to teach “creating and presenting a sequence of exercise routines” and paragraph 0263 lines 10-15 to teach “and presenting the usage of gym equipment”, although Claim 25 as originally presented included “a user interface to display a sequence of exercise routines **to said user by said selected trainer.**” and Claim 25 as amended for clarification includes “a user interface to display said plurality of trainers and results to be achieved and upon selection of said trainer and said results to be achieved, a sequence of exercise routines to achieve said results are presented by said selected trainer on an output device. (Emphasis added by Applicant)

Applicant respectfully submits that Examiner has not met the burden showing Claim 25 as originally submitted is anticipated by Hinnebusch. Applicant further submit that Claim 25 as amended for clarification is neither anticipated nor suggested by Hinnebusch.

Based on at least the foregoing reasons, Claim 25 is patentable over Hinnebusch. Applicants respectfully request allowance of Claim 25.

#### Claims 20-24

Claims 20-24 directly or indirectly depend from Claim 19 and are therefore patentable over Hinnebusch for at least the same reasons given above with respect to Claim 19. Therefore, Applicant respectfully request allowance of Claims 20-24.

#### Claims 26-29

Claims 26-29 directly or indirectly depend from Claim 25 and are therefore patentable over Hinnebusch for at least the same reasons given above with respect to Claim 25. Therefore, Applicant respectfully request allowance of Claims 26-29.

### **Rejection Under 35 USC § 103(a)**

#### Claims 5 :

The Examiner rejected Claim 5 as being obvious over Holland in view of Davis ( US Publication 2005/0039127) under 35 § USC 103(a). Applicant respectfully traverses this rejection. Claim 5 depends from Claim 1. Davis does not cure the deficiencies of Holand. Therefore, based on at least the reasons mentioned above with respect to Claim 1, Claim 5 is patentable over Holland in view of Davis. Applicants respectfully request allowance of Claim 5.

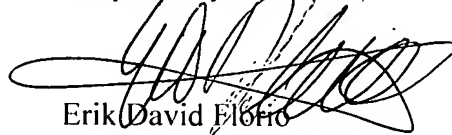
Claims 8, 10, 13-15 and 17

Examiner rejected Claims 8, 10, 13-15 and 17 as being obvious over Holland in view of Hinnebusch under 35 § USC 103(a). Applicant respectfully traverses this rejection. Claims 8, 10, 13-15 and 17 directly or indirectly depend from Claim 1. Hinnebusch does not cure the deficiencies of Holand. Therefore, based on at least the reasons mentioned above with respect to Claim 1, Claims 8, 10, 13-15 and 17 are patentable over Holland in view of Hinnebusch. Applicants respectfully request allowance of Claims 8, 10, 13-15 and 17

CONCLUSION

For the foregoing reasons, Applicants believe Claims 1-29 are allowable, and a notice of allowance is respectfully requested. If the Examiner has any questions concerning the present Amendment, the Examiner is kindly requested to contact the undersigned at 831-246-3711.

Respectfully submitted,



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